

THE CODE OF CRIMINAL PROCEDURE (TEMPORARY PROVISIONS) ACT, 1953.

[Act No. LVI OF 1953.]

It is hereby enacted as follows :—

1. (1) This Act may be called the Code of Criminal Procedure (Temporary Provisions) Act, 1953.

(2) It shall remain in force until the President of the Union by notification declares that it shall cease to be operative ; and when it so ceases by virtue of any such notification, the provisions of section 5A of the Burma General Clauses Act shall not have any effect.

2. Section 497 of the Code of Criminal Procedure shall have effect as if *for* sub-section (1) thereof the following were *substituted*, namely :—

“(1) When any person accused of any non-bailable offence is arrested or detained without warrant by an officer in-charge of a police station, or appears or is brought before a Court, he may be released on bail, but he shall not be so released if there appear reasonable grounds for believing that he has been guilty of an offence punishable with death or transportation for life or with imprisonment for a term which may extend to not less than seven years :

Provided that the Court may direct that any person under the age of sixteen years or any woman or any sick or infirm person accused of such offence be released on bail.”

3. Section 498 of the Code shall have effect as if *for* sub-section (1) thereof the following were *substituted*, namely :—

“(1) The High Court or Court of Session may in any case, where the offence is not punishable with death or transportation for life or with imprisonment for a term which may extend to not less than seven years, whether there be any appeal on conviction or not, direct that any person be admitted to bail, or that the bail required by a police officer or Magistrate be reduced.”